

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA**

FA ND CHEV, LLC, and FA ND SUB, )  
LLC, )

Plaintiffs, )

v. )

Robert Kupper; Bismarck Motor Company; )  
and BMC Marine LLC d/b/a Moritz )  
Sport & Marine, )

Defendants. )

**ORDER ADOPTING JOINT  
STIPULATION TO AMEND  
SCHEDULING ORDER**

Case No. 1:20-cv-138

---

On May 21, 2021, the parties filed a Joint Stipulation to Amend Scheduling Order. The court **ADOPTS** the parties' stipulation (Doc. No. 33) and **AMENDS** the scheduling order as follows:

1. The parties shall have until January 31, 2022, to complete depositions of fact witnesses and to file non-dispositive motions.
2. Plaintiff shall have until February 14, 2022, to provide the names of expert witnesses and complete reports under Rule 26(a)(2).
3. Defendant shall have until March 14, 2022, to provide the names of expert witnesses and complete reports under Rule 26(a)(2).
4. The parties shall have until April 15, 2022, to conduct discovery depositions of expert witnesses.
5. The parties shall have until March 4, 2022, to file other dispositive motions (summary judgment as to all or part of the case).

The court further **ORDERS** that the final pretrial conference scheduled for April 12, 2022, shall be rescheduled for September 13, 2022, at 9:00 AM by telephone before the magistrate judge. To

participate in the conference, the parties should call (877) 810-9415 and enter access code 8992581. Finally, the court **ORDERS** that the trial scheduled for April 26, 2022, shall be rescheduled for September 26, 2022, at 9:00 AM in Bismarck (courtroom #1) before Judge Traynor. A twelve (12) day trial is anticipated.

Dated this 24th day of May, 2021.

/s/ Clare R. Hochhalter  
Clare R. Hochhalter, Magistrate Judge  
United States District Court